

DOCKET NO. NNH-CV21-6117687-S : SUPERIOR COURT
CAROL GUARINO : J.D. OF NEW HAVEN
VS. : AT NEW HAVEN
MADISON INTERFAITH : NOVEMBER 2, 2021
RESIDENTIAL COMMUNITY, INC.

ANSWER AND SPECIAL DEFENSE

BY WAY OF ANSWER:

1. As to Paragraph 1, the defendant lacks knowledge and information sufficient to form a belief and, therefore, leaves plaintiff to her proof.
- 2-3. Paragraphs 2 and 3 are admitted.
4. As to Paragraph 4, the defendant admits that it controlled the property except for the interior of the apartments that were leased to residents.
- 5-7. As to Paragraphs 5 through 7, the defendant lacks knowledge and information sufficient to form a belief and, therefore, leaves plaintiff to her proof.
8. Paragraph 8 is denied.
- 9-12. As to Paragraphs 9 through 12, the defendant lacks knowledge and information sufficient to form a belief and, therefore, leaves plaintiff to her proof.

BY WAY OF SPECIAL DEFENSE:

Plaintiff's injuries and damages, if any, were caused by her own contributory negligence and, therefore, her recovery is barred or must be proportionately reduced in that:

1. she failed to keep a proper lookout;
2. she failed to exercise reasonable care for her own safety under the circumstances then and there existing; and
3. she failed to observe and avoid the alleged defect.

THE DEFENDANT,

/s/400462

MILES N. ESTY, ESQ.
Esty & Buckmir, LLC
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(203) 248-5678
Juris No.: 415435

CERTIFICATE OF SERVICE

I certify that a copy of the above was or will immediately be mailed or delivered electronically or non-electronically on this date to all counsel and self-represented parties of record and that written consent for electronic delivery was received from all counsel and self-represented parties of record who were or will immediately be electronically served:

Carter Mario Law Firm
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/s/400462

Miles N. Esty, Esq.
Commissioner of the Superior Court